

AN ORDINANCE **97907**

AN ORDINANCE AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,867.50 FROM 1999 G.O. DRAINAGE IMPROVEMENT BOND FUNDS TO DRASH CONSULTING ENGINEERS, INC., FOR ENVIRONMENTAL ASSESSMENT SERVICES UNDER AN EXISTING ENVIRONMENTAL PROFESSIONAL SERVICE CONSULTING CONTRACT NECESSARY TO THE MILITARY DITCH # 65 PROJECT, LOCATED IN COUNCIL DISTRICT 4; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, Ordinance No. 95384 dated February 28, 2002, authorized the execution of seven (7) On-Call Professional Services Agreements for environmental consulting services, otherwise known as the controlling contract; and

WHEREAS, the scope of the Military Ditch #65 Project provided for the existing drainage channel to be widened, deepened, and lined with concrete to a maximum depth of fifteen feet below grade, which project is currently in the preliminary design phase; and

WHEREAS, a recent Phase II Subsurface investigation identified the presence of chlorinated solvents in the shallow groundwater; and

WHEREAS, this Ordinance provides for payment in the amount of \$4,867.50 to Drash Consulting Engineers, Inc. (Drash), to provide services for the installation of an additional monitoring well at the site and for the existing well to be re-sampled and analyzed; and

WHEREAS, this assessment will determine the extent of VOC (volatile organic compound) impacts to the site, which compounds have been identified further north; and

WHEREAS, to the extent the attached proposal may depart from provisions of the controlling and existing contract between the City and Drash, such conflicting provisions shall not be authorized here because this Ordinance does not in any way effect an amendment to the original contract; therefore, any such provisions in the Drash proposal that may depart from or be in conflict with the controlling contract are ineffective and shall be disregarded; and

WHEREAS, approval of this Ordinance will be continuation of City policy to complete previously approved 1999 General Obligation Street Improvement Bond funded Capital Improvement Projects in an environmentally responsible manner; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The amount of \$4,867.50 is hereby authorized to be paid to Drash Consulting Engineers, Inc. (Drash), for environmental services necessary to the Military Ditch #65 Project. Said work is within the scope of an existing Environmental Professional Services Consulting Contract that was originally authorized by Ordinance No. 95384, dated February 28, 2002, also know as a stand-by or on-call professional services agreement..

SECTION 2. A copy of the proposal is attached hereto and incorporated herein verbatim for all purposes as Attachment A; however, any provision or verbiage in the Drash proposal (Attachment A) which conflicts with or purports to depart from provisions of the controlling contract, authorized by Ordinance No. 95384, shall be and are hereby disregarded as unauthorized by this Ordinance. This Ordinance does not amend or modify said controlling contract.

SECTION 3. Financial provisions or adjustments to effect this Ordinance are hereby approved as follows:

(a) The budget in Fund 45-962095 shall be revised by reducing index code 695585, entitled Unallocated Appropriations: Proceeds by the amount of \$4,867.50.

(b) The budget in Fund 45-962009, 1999 Drainage Improvements, Sold in 2001, shall be revised by increasing index Code 938142, entitled Transfer to 40-002082 for Military Ditch #65 Project by the amount of \$4,867.50. The amount of \$4,867.50 is authorized to be transferred to fund 40-002082.

(c) The budget in fund 40-002082, On Call Prof Services-Environ Consulting Svc FY2001-2002 shall be revised by reducing index code 129437, entitled Funds to be Identified, and increasing index code 115808, entitled Transfer from 45-962009 by the amount of \$4,867.50.

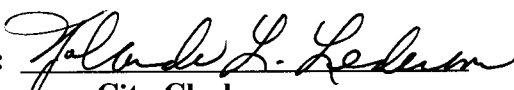
SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance shall take effect on August 17, 2003.

PASSED AND APPROVED this 7th day of August, 2003.

2011

M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney